

DAILY DIGEST

Vol. 17, No. 158

August 17,1998

**Before an entry denotes that the item is part of the FCC's implementation of the 1996 Telecom Act. While we will attempt to flag all Telecom Act-related items, this marking is unofficial and informational only.

PUBLIC NOTICES

Released: August 17, 1998. TARIFF TRANSMITTAL PUBLIC REFERENCE LOG - AUGUST 14. Internet URL: https://www.fcc.gov/Bureaus/Common_Carrier/Public_Notices/Tariffs/combined/tt081498.pdf

Report No: NCD-186. Released: August 17, 1998. COMMON CARRIER BUREAU NETWORK CHANGE NOTIFICATION - RE: NETWORK CHANGE NOTIFICATION RECEIVED. Contact: Ms. Ginny Kennedy, Network Services Division at (202) 418-2328.

Report No: NCD-182. Released: August 17, 1998. COMMON CARRIER BUREAU NETWORK CHANGE NOTIFICATION - RE: NETWORK CHANGE CERTIFICATION RECEIVED. Contact: Ms. Ginny Kennedy, Network Services Division at (202) 418-2328.

Report No: NCD-184. Released: August 17, 1998. COMMON CARRIER BUREAU NETWORK CHANGE NOTIFICATION - RE: NETWORK CHANGE CERTIFICATION RECEIVED. Contact: Ms. Ginny Kennedy, Network Services Division at (202) 418-2328.

Report No: NCD-188. Released: August 17, 1998. COMMON CARRIER BUREAU NETWORK CHANGE NOTIFICATION - RE: NETWORK CHANGE SHORT TERM NOTIFICATION RECEIVED. Contact: Ms. Ginny Kennedy, Network Services Division at (202) 418-2328.

Report No: NCD-187. Released: August 17, 1998. COMMON CARRIER BUREAU NETWORK CHANGE NOTIFICATION - RE: NETWORK CHANGE SHORT TERM NOTIFICATION RECEIVED. Contact: Ms. Ginny Kennedy, Network Services Division at (202) 418-2328.

Report No: NCD-183. Released: August 17, 1998. COMMON CARRIER BUREAU NETWORK CHANGE NOTIFICATION - RE: NETWORK CHANGE SHORT TERM NOTIFICATION RECEIVED. Contact: Ms. Ginny Kennedy, Network Services Division at (202) 418-2328.

Report No: NCD-185. Released: August 17, 1998. COMMON CARRIER BUREAU NETWORK CHANGE NOTIFICATION - RE: NETWORK CHANGE SHORT TERM CERTIFICATION RECEIVED. Contact: Ms. Ginny Kennedy, Network Services Division at (202) 418-2328.

Report No: NCD-189. Released: August 17, 1998. COMMON CARRIER BUREAU NETWORK CHANGE NOTIFICATION - RE: NETWORK CHANGE SHORT TERM CERTIFICATION RECEIVED. Contact: Ms. Ginny Kennedy, Network Services Division at (202) 418-2328.

Released: August 17, 1998. EX PARTE PRESENTATIONS AND POST-REPLY COMMENT PERIOD FILINGS IN PERMIT-BUT-DISCLOSE PROCEEDINGS. Contact: Barbara Lowe, Office of the Secretary at (202) 418-0310. Internet URL: https://www.fcc.gov/Bureaus/Miscellaneous/Public_Notices/Exparte/1998/ex980817.html

Released: August 17, 1998. FCC ANNOUNCES INCREASE IN APPLICATION FEES. (DA No. 98-1639).
Contact: Martha Contee, Chief, Public Services Division at (202) 418-0260. Internet URL:
[https://www.fcc.gov/Bureaus/Miscellaneous/Public Notices/1998/da981639.wp](https://www.fcc.gov/Bureaus/Miscellaneous/Public_Notices/1998/da981639.wp)

TEXTS

ERRATUM - OPERATOR COMMUNICATIONS, INC. APPARENT LIABILITY FOR FORFEITURE. Corrected NAL released 8/14/98 in this proceeding (FCC 98-197). Corrects identification of the company's president. Action by Chief, Enforcement Division. Adopted: August 17, 1998. by Erratum. CCB Internet URL:
[https://www.fcc.gov/Bureaus/Common Carrier/Notices/1998/err98197.wp](https://www.fcc.gov/Bureaus/Common_Carrier/Notices/1998/err98197.wp)

TCI OF RICHARDSON, INC. Resolved three local rate appeals of three local rate orders issued by the City of Richardson, TX. The Bureau's Order addressed six issues: the capitalization of equipment costs; unfunded deferred taxes; national aggregation of equipment costs; external cost treatment of a pre-rate regulation franchise requirement; "gap" period adjustments arising from TCI's initial Form 1240 filing; and the appropriate starting rate for an operator's Form 1240 when a local rate appeal of a previous local rate order is still pending. Action by Acting Bureau Chief. Adopted: August 14, 1998. by MO&O. (DA No. 98-1642). CSB Internet URL:
<https://www.fcc.gov/Bureaus/Cable/Orders/1998/da981642.wp>

COX COMMUNICATIONS ROANOKE. Granted complaint filed against Cox Communications Roanoke's March 1, 1998, cable programming service tier increase in Vinton, VA. Action by Deputy Bureau Chief. Adopted: August 13, 1998. by Order. (DA No. 98-1636). CSB Internet URL:
<https://www.fcc.gov/Bureaus/Cable/Orders/1998/da981636.wp>

ADDENDA: The following items, released August 14, 1998, did not appear in Digest No. 157:

NEWS RELEASES

COMMON CARRIER ACTION - FCC PROPOSES FORFEITURES AGAINST CONQUEST OPERATOR SERVICES CORP. AND OPERATOR COMMUNICATIONS, INC. FOR FAILURE TO MAKE UNIVERSAL SERVICE PAYMENTS - REPORT NO. CC 98-25. The FCC has proposed forfeitures against ConQuest Operator Services Corp. of Dublin, Ohio and Operator Communications, Inc. (OCI) of Dallas, Texas, in the amounts of \$70,033 and 83,405, respectively, for the companies' failure to pay their assessed contributions to universal service. Action by the Commission August 11, 1998, by Notices of Apparent Liability for Forfeiture (FCC 98-196 and 98-197). News Media Contact: Rochelle Cohen (202) 418-0253. CCB Contact: Jeff Dygert at (202) 418-7300. Internet URL:
[https://www.fcc.gov/Bureaus/Common Carrier/News Releases/1998/nrcc8059.html](https://www.fcc.gov/Bureaus/Common_Carrier/News_Releases/1998/nrcc8059.html)

PUBLIC NOTICES

Report No: LB-98-60. Released: August 14, 1998. MCCAWE COMMUNICATIONS, INC. AND METROCALL, INC. SEEK FCC CONSENT FOR TRANSFER OF CONTROL AND AT&T TWO-WAY MESSAGING COMMUNICATIONS, INC. AND METROCALL USA, INC. SEEK FCC CONSENT FOR ASSIGNMENT OF LICENSE OF A NARROWBAND PCS LICENSE. McCaw RCC Communications and

Metrocall, Inc. have filed applications under Section 310(d) of the Communications Act, 47 U.S.C. 310(d), requesting Commission approval of the transfer of control of Metrocall, Inc. of licenses and authorizations controlled or requested by McCaw RCC Communications, Inc. In addition, AT&T Two-Way Messaging Communications, Inc. and Metrocall, Inc. have filed an application for consent to the assignment of a narrowband PCS license from AT&T Two-Way Messaging Communications, Inc. to Metrocall USA, Inc. The Commission is seeking comment on these applications. Comments due September 15; replies due September 25. (DA No. 98-1637). Internet URL: https://www.fcc.gov/Bureaus/Wireless/Public_Notices/1998/da981637.wp

TEXTS

OPERATOR COMMUNICATIONS, INC. Issued Notice of Apparent Liability for Forfeiture against Operator Communications, Inc. for \$83,405 for willful and repeated violation of Section 254 of the Communications Act of 1934, as amended, and the Commission's universal service rules and orders. Action by the Commission. Adopted: August 11, 1998. by NAL for Forf. (FCC No. 98-197). CCB Internet URL: https://www.fcc.gov/Bureaus/Common_Carrier/Notices/1998/fcc98197.wp

CONQUEST OPERATOR SERVICES CORP. Issued Notice of Apparent Liability for Forfeiture against ConQuest Operator Services Corp. for \$70,033 for willful and repeated violation of Section 254 of the Communications Act of 1934, as amended, and the Commission's universal service rules and orders. Action by the Commission. Adopted: August 11, 1998. by NAL for Forf. (FCC No. 98-196). CCB Internet URL: https://www.fcc.gov/Bureaus/Common_Carrier/Notices/1998/fcc98196.wp

FEDERAL-STATE JOINT BOARD ON UNIVERSAL SERVICE - COLORADO PUBLIC UTILITIES COMMISSION PETITION. Granted the Colorado Public Utilities Commission's petition to permit Great Plains Communications to receive federal universal service support retroactive to January 1, 1998. Dkt No.: CC- 96-45. Action by Acting Bureau Chief. Adopted: August 14, 1998. by MO&O. (DA No. 98-1612). CCB Internet URL: https://www.fcc.gov/Bureaus/Common_Carrier/Orders/1998/da981612.wp

ADDENDA: The following items, released August 12, 1998, did not appear in Digest No. 155:

TEXTS

PETITION OF CITY OF ST. CHARLES, MO FOR WAIVER OF 47 C.F.R. 25.104(B)(1). Granted the request of the City of St. Charles, Missouri for a waiver of the Commission's rules preempting certain local zoning restrictions on satellite earth stations less than two meters in diameter and located in commercial and industrial areas. Action by Bureau Chief. Adopted: August 12, 1998. by Order. (DA No. 98-1607). IB

PETITION OF CITY OF ROCKFORD, ILLINOIS FOR A WAIVER OF 47 C.F.R. SECTION 25.104. Granted the petition filed by the city of Rockford, Illinois. Rockford sought to enforce restrictions on the installation of a ten foot in diameter satellite receive-only earth station antenna in an historic area of the City. Commission found that the local regulations in question are not preempted by section 25.104 of the FCC's rules and, therefore, no waiver is needed to enforce them. Action by Bureau Chief. Adopted: August 12, 1998. by Order. (DA No. 98-1606). IB